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JMS/MLC/bmw/(nsc)
April 2, 2007

APR 02 2007

PATENT APPLICATION
DOCKET NO. 1159 1004-006**NOTICE OF APPEAL FROM THE EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Applicant: Steven A. Bogen and Herbert H. Loeffler

Application No.: 10/823,368

Group: 1743

Filed: April 12, 2004

Examiner: Lyle Alexander

Confirmation No.: 4846

For: SLIDE STAINER WITH HEATING

CERTIFICATE OF MAILING OR TRANSMISSION	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or is being facsimile transmitted to the United States Patent and Trademark Office on	
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Commissioner for Patents
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Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated November 2, 2006 of the Examiner finally rejecting claims 1, 3, 5-8, 10, and 12-14. The item(s) checked below are appropriate:

1. ☒ Applicant hereby petitions to extend the time for filing a Notice of Appeal in response to the Office Action Made Final dated November 2, 2006 for 2 month(s) from February 2, 2007 to April 2, 2007.
2. ☐ A [] month extension of time to respond to the Office Action Made Final dated [] was filed on [] with payment of a \$[] fee.
☐ Applicant hereby petitions for an additional [] month extension of time to respond to the Office Action Made Final.

04/03/2007 FHETEK11 00000040 080380 10823368

01 FC:1401 500.00 DA

10823368
04/03/2007 FHETEK11 00000040 080380
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02 FC:1252

10/823,368

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3. Fees are submitted for the following:

<input checked="" type="checkbox"/>	Extension of Time for 2 month(s)	\$450.00
<input type="checkbox"/>	Additional Extension of Time:	
	Fee for Extension ([] mo.)	\$[]
	Less fee paid ([] mo.)	- \$[]
	Balance of fee due	\$[]
<input checked="" type="checkbox"/>	Notice of Appeal	\$500.00
<input type="checkbox"/>	Other	\$[]
	TOTAL	\$950.00

4. The method of payment for the total fees is as follows:

- ☐ A check in the amount of \$[] is enclosed.
- ☒ Please charge Deposit Account No. 08-0380 in the amount of \$950.00.

Please charge any deficiency or credit any overpayment in the fees that may be due in this matter to Deposit Account No. 08-0380.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

By 
James M. Smith

Registration No.: 28,043

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Concord, MA 01742-9133

Dated: 4/2/07

APR 02 2007



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FACSIMILE COVER SHEET

Examiner: Lyle Alexander

Group: 1743

Date: April 2, 2007

Client Code: 1159

Facsimile No.: 571-273-8300

From: James M. Smith

Subject: Notice of Appeal from the Examiner to the Board of Patent Appeals and Interferences

Docket No.: 1159.1004-006

Applicant: Steven A. Bogen, et al.

Application No.: 10/823,368

Filing Date: April 12, 2004

Number of pages including this cover sheet: 3

Please confirm receipt of facsimile: Yes ☒ No ☐

Comments:

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